

BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKA

NEBRASKA DEPARTMENT
OF INSURANCE

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE

DEC 10 1999

PETITIONER,

CONSENT ORDER

FILED

VS.

CAUSE NO. A-1388

JOHN E. THOMAS

RESPONDENT.

In order to resolve this matter, the Nebraska Department of Insurance ("Department"), by and through its attorney, Linda R. Sanchez-Masi, and John E. Thomas, (Respondent), mutually stipulate and agree as follows:

JURISDICTION

1. The Nebraska Department of Insurance has jurisdiction over the subject matter and Respondent pursuant to Neb.Rev.Stat. §44-101.01, and §44-4001, et seq.
2. Respondent was licensed as an insurance agent under the laws of Nebraska at all times material hereto.

STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. John E. Thomas on November 10, 1999. A copy of the Petition was served upon the Respondent at the Respondent's address registered with the Department by certified mail, return receipt requested. A copy of the Petition was also sent by first class mail to Respondent's attorney, Thomas F. Hoarty, Jr.

2. The petition alleges that Respondent violated Neb.Rev.Stat. §44-4028 (11) by submitting illegitimate expense reimbursement requests to his employer, Mutual of Omaha Insurance Company.

3. The Respondent was informed of his right to a public hearing. Respondent waives that right, and enters into this Consent Order freely and voluntarily. Respondent understands and acknowledges that by waiving his right to a public hearing, Respondent also waives his right to confrontation of witnesses, production of evidence, and judicial review.

4. Respondent does not admit the allegations contained in the Petition and restated in Paragraph #2 above.

CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed to by Respondent, John E. Thomas, that Respondent's Nebraska insurance producer's license be revoked, and that Respondent surrender his license immediately to the Department. Respondent has also agreed he will not reapply to the Department for an insurance producer's license for a period of five years from the date the Director signs this Consent Order. The Nebraska Department of Insurance shall retain jurisdiction of this matter for the purpose of enabling the Respondent or the Department to make application for such further orders as may be necessary.

In witness of their intention to be bound by this Consent Order, each party has executed
this document by subscribing his or her signature below.

Linda R. Sanchez-Masi

Attorney for Nebraska
Department of Insurance
941 "O" Street, Suite 400
Lincoln, NE 68508
(402) 471-2201

12-10-99
Date

[Signature]

Respondent

Date

12/7/95

[Signature]
Attorney for Respondent

12-8-99
Date

State of ~~Ohio~~ Illinois)
County of DuPage) ss.

On this 7th day of December, 1999, John Thomas personally appeared before
me and read this Consent Order, executed the same and acknowledged the same to be his/her
voluntary act and deed.



Jeannie Martinez
Notary Public

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the
Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance
vs. John E. Thomas, Cause No. A-1388.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE


L. TIM WAGNER
Director of Insurance

12/10/99
Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the executed Consent Order was sent to the Respondent, in
care of his attorney, Thomas F. Hoarty, Jr., at 317 American National Building, 8990 West
Dodge Road, Omaha, NE 68114-3398, by certified mail, return receipt requested, on this 10th
day of December, 1999.

